SAS

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

INCOME TAX APPEAL NO.41 OF 2005

The Commissioner of Income Tax ..Appellant.

V/s.

M/s.Ballal Metal Containers Pvt. Ltd. ..Respondent.

Mr.A.D.Kango for appellant.

CORAM : F.I.REBELLO AND
J.P.DEVADHAR, JJ.

DATED : 16TH OCTOBER, 2007.

P.C. :-

As the tax effect is less than Rs.4 lakhs learned counsel for the appellant seeks leave to withdraw the appeal. Hence appeal is dismissed as withdrawn. The question of law, if any, is left open for consideration in an appropriate case. Refund of Court fees as per rules. Certified copy expedited.

(F.I.REBELL0, J.)

(J.P.DEVADHAR, J.)